Exhibit 69

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
CIVIL ACTION NO. 1:14-CV-00954-LCB-JLW

STUDENTS FOR FAIR ADMISSIONS, INC.,

Plaintiffs,

vs.

UNIVERSITY OF NORTH CAROLINA, et al.,

Defendants.

DEPOSITION
OF
CAROL LYNN FOLT

TAKEN AT THE OFFICES OF:
UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL
222 East Cameron Avenue
110 Bynum Hall
Chapel Hill, NC 27514

05-31-17
8:32 A.M.

Cindy A. Flethcer
Court Reporter

Civil Court Reporting, LLC
P.O. Box 1146
Clemmons, NC 27012
(336) 406-7684

The witness, CAROL LYNN FOLT, being first duly sworn to state the truth, the whole truth, and nothing but the truth, testified as follows:

(8:32 a.m.)

EXAMINATION

BY MR. STRAWBRIDGE:

Q. Good morning ---

A. Good morning.

Q. --- Ms. Folt. How are you? My name is Patrick Strawbridge. I'm with the law firm of Consovoy McCarthy Park. We represent Students for Fair Admissions in this case.

Could you just state your name and your business address for the record?

A. Carol Folt. My business address is South Building at the University of North Carolina at Chapel Hill.

Q. And your title is?

A. Chancellor at the University.

Q. I just want to go over a few ground rules that I'm sure your attorneys have covered. Have -- have you actually ever been deposed before?

A. I have.

testify about why the University uses race in admissions and how it serves the University's goals?

A. I'm not aware of the specific nature in which I've been selected here. You know, I mean the details of that, why I'm selected here, I don't know those specifically, but I do understand my role here as chancellor.

Q. Are you familiar with the general reasons as to why the University uses race in admissions?

A. Yes.

Q. And are you familiar with what the University's goals are with the extent to its use of race?

A. In general.

Q. Okay. Well, let's just -- actually, as chancellor, what is your general job description?

A. You know, I'm the -- in a way, I'm the CEO of the institution so I am the person who is the outward face and I am the person through which the various vice chancellors and chancellors report and I have the obligations to the University and then I also have obligations to the system.

Q. And do your -- does your oversight of the University extend to the admissions office?
A. In a general way. They don't report to me directly.
Q. Okay. Are you familiar with what the reporting line is for the admissions office?
A. In general.
Q. Okay. Can you describe that for me?
A. Reports up through the provost.
Q. Okay. So you're familiar with Mr. Farmer?
A. Yes, I am.
Q. Okay. And -- and he reports directly to the provost?
A. Yes, he does.
Q. And the provost is who?
A. James Dean.
Q. And then Mr. Dean reports to you?
A. Yes.
Q. Okay. Who do you report to?
A. I report to Margaret Spellings, the president of the University of North Carolina system.
Q. Okay. And then do you have any -- any responsibility or at least any -- do you report to

the Board of Governors of the University?
A. I report to the president. She has the Board of Governors that direct her.
Q. Okay. Is there a separate Board of Trustees?
A. There is a Board of Trustees also.
Q. Can you tell me what the difference is between the Board of Governors and the Board of Trustees?
A. Well, the Board of Governors is the actual governing body. They have certain jobs and things that they give delegated authority to the Board of Trustees, and the Board of Trustees does those in their name.
Q. Okay. So do the Board of Trustees ultimately report to the Board of Governors?
A. You know, I've never seen it described as a reporting relationship.
Q. But -- but the -- your testimony is that the Governors delegate some tasks to the Trustees.
A. Absolutely.
Q. And does it work the other way around? Do the Trustees delegate anything to the Governors?
A. No, it's ---

MR. SCUDDER: Object to the form of the question. Go ahead.

A. Yeah. The Governors are in charge of the University system.

Q. (Mr. Strawbridge) Who's responsible for setting admissions policy at the University of North Carolina?

A. The University -- the separate educational entities.

Q. Okay. So in other words the -- the admissions policy at UNC Chapel Hill is ultimately set by the administration at the campus as opposed to the Board of Governors?

A. Believe so.

Q. And to your understanding, why is it that UNC uses race in the admissions process?

MR. SCUDDER: Object to the form. Go ahead.

A. I believe and based on my experience here and in the time I've been here that we use a very broad holistic comprehensive approach to admissions. And it has many, many factors, many features. And so we use that approach to try to assess each individual separately, individually based on their strengths and use it to determine

comprehensive way.
Q. Are there -- are there reports generated that reflect the extent to which the University has achieved a critical mass?
A. No, I don't think we ---
MR. SCUDDER: Objection; same -- asked and answered.
A. Yeah, and I don't think we characterize it in that -- in a simple metric like that.
Q. (Mr. Strawbridge) If their -- if the University -- strike that.
In your mind, when would it be appropriate for the University to stop using race in the admissions process?
A. You know, I would turn to all of these metrics and say are we achieving the best possible outcomes? Are we creating a university that reaches across all diverse categories as representative of our capacity to be of and for the people of the State of North Carolina is creating the best possible outcome so that our students are getting the jobs of the future.
That is doing -- you know, it has all of those components so, you know, it'd be a complicated, long analysis. People have looked at

determine that question?
MR. SCUDDER: Object to the form.
A. I don't believe we have a definition of critical mass, and we aren't -- we don't -- I don't believe we have analysis of that. I don't know of anything like that.
Q. (Mr. Strawbridge) Is the use of race at the -- in the admissions process designed to achieve some critical mass of racial minorities on campus?
MR. SCUDDER: Objection.
A. You know, it's one of the many criteria that we use to create a situation where we think that all of our students can thrive and realize the educational benefits of diversity that exist in the world from which they come and the world to which they will be working and going.
Q. (Mr. Strawbridge) But to your understanding, like, do you think that obtaining -- or achieving a critical mass of -- of students of a particular race is one of the purposes of the use of race in your admissions process?
A. You know, I don't find that term very useful because I don't know what that means.
Q. Is the use of race at UNC in the